

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Shizuo Ogura et al.

Application No.: 09/846310

Group Art Unit: 1745

Filed: May 1, 2001

Examiner: A. J. Martin

For: LITHIUM BATTERY AND ELECTRODE**REQUEST FOR PATENT TERM ADJUSTMENT**

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice Of Allowance dated December 1, 2004, Applicants respectfully request reconsideration of the Patent Term Adjustment under 35 U.S.C. 154(b). In particular, the PTO has stated that the applicants have caused a delay of 91 days for Response to Election/Restriction filed May 5, 2004 (see enclosed PAIR printout). Applicants filed an Amendment And Response To Restriction Requirement on December 8, 2003 as evidenced by the enclosed copy of the Amendment And Response To Restriction Requirement and PTO date-stamped return postcard. The applicants request that the 91 days be added to the Patent Term Adjustment.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this

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